

PATENT  
Customer No. 22,852  
Attorney Docket No. 05281.0009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Wolfgang PFLEIDERER et al ) Group Art Unit: To Be Assigned  
Serial No.: To Be Assigned ) Examiner: To Be Assigned  
Filed: Herewith )  
For: N-Substituted 4-Aminopteridines, )  
A Process For Their Preparation )  
And Their Use As )  
Pharmaceuticals  
Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicant brings to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed within three months of the date of entry of the national stage in an international application.

Copies of the listed documents, including any copending patent applications, are attached. Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

With respect to the non-English language documents, Applicants submit the following remarks:

1. EP 0906913 A: A Derwent Abstract of this document is enclosed.
2. DE 4418097A: A Derwent Abstract of this document is enclosed.
3. DE 4120247A: A Derwent Abstract of this document is enclosed.

4. **DE 4418096A:** The U.S. counterpart application, which is U.S. Patent No. 5, 902,810, is enclosed.

5. **Ph.D. Thesis of S. Taghavi-Moghadam, December 1996:** The relevant parts are believed to be present in the publication, S. Taghavi-Moghadam et al., "A New, General and Regioselective Method for the Synthesis of 2,6 Disubstituted 4-Aminopteridines", *Tetrahedron Letters*, 38(39), pp. 6835-6836 (1997), which is enclosed.

Additionally, an English language version of a search report from the European Patent Office in a corresponding application citing these documents and setting forth the relevance thereof is enclosed.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine(s) that the cited document do not constitute "prior art" under United States law, applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

10/070976

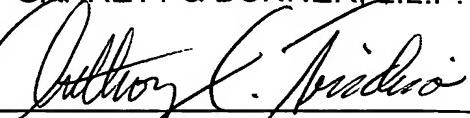
Rec'd PCT/PTO 13 MAR 2002

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: March 12, 2002

By:



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